



Meeting Agenda
September 21, 2010
10:00 a.m.

Public and Closed Session Location
801 Capitol Mall, Room 150
Sacramento, CA 95814

10:00 a.m. Open Session

Call to Order and Roll Call

I. Information and Discussion Items

- Report of the Executive Officer
- Report of the Chief Counsel
- Report on Legislation
- New Business

II. Hearing

DMH Hearing

- Department of Mental Health's CEA Request for Hospital Administrator – Salinas Valley Psychiatric Program
(Materials to Board Members Only)

- California High Speed Rail Authority's CEA Requests CHSRA Hearing
(Materials to Board Members Only)

Closed Session

Attachment 1

- Employee Appointments, Disciplinary Matters, and other Appeals
- Deliberation on Non-Evidentiary Cases and Adverse Actions, Discrimination Complaints and other Proposed Decisions Submitted by Administrative Law Judges
- Pending Litigation
- Recommendations to the Legislature
- Recommendations to the Governor

Reconvene into Open Session

III. Action Items

- Draft Open Minutes from Aug 17, 2010, Board Mtg Attachment 2
(Materials to Board Members Only)

- Draft Closed Minutes from Aug 17, 2010, Board Mtg
(Materials to Board Members Only)
- Resolution Extending Time Pursuant to Government Code Section 18671.1 [Attachment 3](#)
- Non-Hearing Agenda [Attachment 4](#)
- Career Executive Assignment Category Activity [Attachment 5](#)
- Hearing Agenda
 - 1. Submitted Items [Attachment 6](#)
 - 2. Evidentiary & Non-Evidentiary Cases [Attachment 7](#)

ADJOURNMENT

Any person with a disability who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the meeting, may submit a written or electronic request for such modification or accommodation to the State Personnel Board, Executive Office, 801 Capitol Mall, Sacramento, CA 95814, or to kabbey@spb.ca.gov, no later than **five days** prior to the scheduled hearing date.

- **Employee Appointments, Disciplinary Matters, and Other Appeals**
Deliberations to consider matters submitted at prior hearing.
[Government Code Sections 11126(c)(3), 18653(3)]
- **Deliberation on Non-Evidentiary Cases and Adverse Actions, Discrimination Complaints and other Proposed Decisions Submitted by Administrative Law Judges**
Deliberations on proposed, rejected, remanded, and submitted decisions, petitions for rehearing, and other matters related to cases heard by Administrative Law Judges of the State Personnel Board or by the Board itself.
[Government Code sections 11126(c)(3), 18653]
- **Pending Litigation**
Conference with legal counsel to confer with and receive advice regarding pending litigation when discussion in open session would be prejudicial.
[Government Code sections 11126(e), 18653]

Patrick McCollum v. State of California, United States District Court, Northern District of California, Case No. C 04-03339 CRB

Plata, et al. v. Schwarzenegger, et al. United States District Court, Northern District of California, Case No. C01-1351 TEH

California Highway Patrol, et al. v. State Personnel Board (Hubert Acevedo)
Sacramento County Superior Court Case No. 34-2008-00002614-CU-WM-GDS

Weingarten v. State Personnel Board, Sacramento County Superior Court, Case No. 34-2009-80000209-CU-WM-GDS
- **Recommendations to the Legislature**
Deliberations on recommendations to the Legislature.
[Government Code section 18653]
- **Recommendations to the Governor**
Deliberations on recommendations to the Governor.
[Government Code section 18653]

NOTICE OF GOVERNMENT CODE SECTION 18671.1 RESOLUTION

Since Government Code Section 18671.1 requires that cases pending before State Personnel Board Administrative Law Judges (ALJ's) be completed within six months or no later than 90 days after submission of a case, whichever is first, absent the publication of substantial reasons for needing an additional 45 days, the Board hereby publishes its substantial reasons for the need for the 45-day extension for some of the cases now pending before it for decision.

An additional 45 days may be required in cases that require multiple days of hearings, that have been delayed by unusual circumstances, or that involve any delay generated by either party (including, but not limited to, submission of written briefs, requests for settlement conferences, continuances, discovery disputes, pre-hearing motions). In such cases, six months may be inadequate for the ALJ to hear the entire case, prepare a proposed decision containing the detailed factual and legal analysis required by law, and for the State Personnel Board to review the decision and adopt, modify or reject the proposed decision within the time limitations of the statute.

Therefore, at its next meeting, the Board will issue the attached resolution extending the time limitation by 45 days for all cases that meet the above criteria, and that have been before the Board for less than six months as of the date of the Board meeting.

GOVERNMENT CODE SECTION 18671.1 RESOLUTION

WHEREAS, Section 18671.1 provides that, absent waiver by the appellant, the time period in which the Board must render its decision on a petition pending before it shall not exceed six months from the date the petition was filed or 90 days from the date of submission; and

WHEREAS, Section 18671.1 also provides for an extension of the time limitations by 45 additional days if the Board publishes substantial reasons for the need for the extension in its calendar prior to the conclusion of the six-month period; and

WHEREAS, the Agenda for the instant Board meeting included an item titled "Notice of Government Code Section 18671.1 Resolution" which sets forth substantial reasons for utilizing that 45-day extension to extend the time to decide particular cases pending before the Board;

WHEREAS, there are currently pending before the Board cases that have required multiple days of hearing and/or that have been delayed by unusual circumstances or by acts or omissions of the parties themselves;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the time limitations set forth in Government Code Section 18671.1 are hereby extended an additional 45 days for all cases that have required multiple days of hearing or that have been delayed by acts or omissions of the parties or by unusual circumstances and that have been pending before the Board for less than six months as of the date this resolution is adopted.

NON-HEARING AGENDA

The following proposals are made to the State Personnel Board by either the Board staff or Department of Personnel Administration staff. It is anticipated that the Board will act on these proposals without a hearing. Anyone with concerns or opposition to any of these proposals should submit a written notice to the Executive Officer clearly stating the nature of the concern or opposition. Such notice should explain how the issue in dispute is a merit employment matter within the Board's scope of authority as set forth in the State Civil Service Act (Government Code section 18500 et seq.) and Article VII of the California Constitution. Matters within the Board's scope of authority include, but are not limited to, personnel selection, employee status, discrimination and affirmative action. Matters outside the Board's scope of authority include, but are not limited to, compensation, employee benefits, position allocation, and organization structure. Such notice must be received not later than close of business on the Wednesday before the Board meeting at which the proposal is scheduled. Such notice from an exclusive bargaining representative will not be entertained after this deadline, provided the representative has received advance notice of the classification proposal pursuant to the applicable memorandum of understanding. In investigating matters outlined above, the Executive Officer shall act as the Board's authorized representative and recommend that the Board either act on the proposals as submitted without a hearing or schedule the items for a hearing, including a staff recommendation on resolution of the merit issues in dispute.

A. BOARD ITEMS PRESENTED BY STATE PERSONNEL BOARD OR DEPARTMENT OF PERSONNEL ADMINISTRATION TO ESTABLISH, REVISE OR ABOLISH CLASSIFICATIONS, ALTERNATE RANGE CRITERIA, ETC.

NONE

B. ABOLISHMENT OF CLASSES THAT HAVE HAD NO INCUMBENTS FOR MORE THAN TWO YEARS. DEPARTMENTS THAT UTILIZE THE CLASS AS WELL AS THE APPROPRIATE UNION HAVE NO OBJECTION TO THE ABOLISHMENT OF THESE CLASSES.

The Department of Personnel Administration and State Personnel Board proposes to abolish the following unused classifications, which have been vacant for more than twenty-four months. Departments that utilize the class as well as the appropriate union have no objection to the abolishment of these classes. When classes are proposed to be abolished which are part of a class series, and other classes within the series will continue to be used, the class specification is included in the board item.

NONE

C. BACKDATE OF APPOINTMENTS

State Personnel Board staff proposes the adoption of the following matters in which departments have requested an employee be appointed retroactively to a position. Staff has reviewed the following requests and has advised the Board of recommended action.

1. CASE NO. 10-14BD

Classification: Hazardous Substances Engineer

Department: Department of Toxic Substances Control

CAREER EXECUTIVE ASSIGNMENT (CEA) CATEGORY ACTIVITY

This section of the Agenda serves to inform interested individuals and departments of proposed and approved CEA position actions. Section A lists position actions that have been proposed and are currently under consideration. Any parties having concerns with the merits of a proposed CEA position action should submit their concerns in writing to the Classification and Compensation Division of the Department of Personnel Administration, the CEA and Board Item Unit of the State Personnel Board, and the department proposing the action. To assure adequate time to consider objections to a CEA position action, issues should be presented immediately upon receipt of the State Personnel Board Agenda in which the proposed position action is noticed as being under consideration. In cases where a merit issue has been raised regarding a proposed CEA position action and the dispute cannot be resolved, a hearing before the five-member Board may be scheduled. If no merit issues are raised regarding a proposed CEA position action, and the CEA and Board Item Unit recommends Executive Officer approval the action becomes effective without further action by the five-member Board. Section B of this portion of the Agenda reports those position actions that have been approved and are effective as of the date they were signed by the Executive Officer of the State Personnel Board.

A. REQUESTS TO ESTABLISH NEW OR REVISE EXISTING CEA POSITIONS CURRENTLY UNDER CONSIDERATION

1. CHIEF, PROJECT PORTFOLIO MANAGEMENT DIVISION

The California Employment Development Department (EDD) is requesting approval to allocate the above position to the CEA category. The position will be responsible for the formulation of departmental policies, planning, and implementation of the new automation projects to improve service delivery for EDD's mission critical programs. The position is delegated full decision-making authority for EDD's \$465 million portfolio relative to project execution, project management, and enterprise testing. 11-001

2. CHIEF DEPUTY DIRECTOR, GOVERNOR'S OFFICE OF ECONOMIC DEVELOPMENT

The California Labor and Workforce Development Agency (Agency) is requesting approval to allocate the above position to the CEA category. The position will be responsible for planning and organizing State economic development strategies for business attraction, expansion, and retention services. The position will advise the Governor's Office and Agency on economic development policies and partnerships with the private sectors, statewide and local communities, governmental agencies, and national organizations to improve California's competitive advantage in the global marketplace. 11-015

3. CHIEF, TECHNOLOGY GOVERNANCE DIVISION

The California Employment Development Department (EDD) is requesting approval to revise the above CEA allocation. The position will be responsible for planning, organizing, and directing the activities of the Division in addition to formulating policies and adopting processes in the program areas of Enterprise Business Consultancy, Enterprise Architecture, Data and Information Architecture, Workforce Management, Information Technology (IT) Procurement and Vendor Contract Management, and IT Asset Management. The position will be responsible for EDD's IT Strategic Plan, development of the Five Year Capital Plan, and governance efforts for other departments within the California Labor and Workforce Development Agency. 11-002

4. DIRECTOR, ECONOMIC AND STATISTICAL RESEARCH BUREAU

The Franchise Tax Board is requesting approval to revise the above CEA allocation. The position is responsible for developing, recommending and implementing policies associated with the development of revenue impact analyses of proposed changes to tax laws. 11-011

5. CLINICAL ADMINISTRATOR

The California Department of Mental Health is requesting approval to revise an existing CEA allocation. The Clinical Administrator will manage and oversee mental health treatment at the Salinas Valley Psychiatric Program, which is one of the two prison-based acute care psychiatric hospital programs in the state and which has been designated as the inmate-patient mental health treatment service and care program for Level IV (highest risk) inmate-patients. The Clinical Administrator will direct inmate-patient mental health treatment services and will develop and administer plans, policies and procedures to maintain compliance with state and federal laws and the Coleman court ordered mandates for acute and intermediate treatment for Level IV inmate-patients. 10-042

6. HOSPITAL ADMINISTRATOR – SALINAS VALLEY PSYCHIATRIC PROGRAM

The Department of Mental Health proposes to allocate the above position to the CEA category. The Hospital Administrator, Salinas Valley Psychiatric Program (SVPP), will provide for the policy modification, development, and implementation, and the operation of current and implementation of future Coleman Court Ordered patient treatment units. The primary role and responsibilities are to provide administrative management, oversight, and support for the clinical treatment programs and related policy development and implementation for acute and intermediate mental health treatment and services for those inmates considered to be the highest risk. 10-034

7. DEPUTY DIRECTOR FOR COMMUNICATIONS, POLICY AND PUBLIC OUTREACH

The California High-Speed Rail Authority is requesting approval to allocate the above position to the CEA category. The position will develop and manage complex and sensitive media communications and public outreach policies and media programs to inform the public of the activities and objectives of the high-speed train project. 10-061

8. DEPUTY DIRECTOR FOR PLANNING AND ENVIRONMENT

The California High-Speed Rail Authority (CHSRA) is requesting approval to revise the above CEA allocation. The position is responsible for developing sensitive and complex policies relating to environmental and planning aspects for the CHSRA mission of designing, building, and operating the high-speed train project. 10-059

9. DEPUTY DIRECTOR FOR FINANCE AND ADMINISTRATION

The California High-Speed Rail Authority is requesting approval to revise the above CEA allocation. The position develops and implements statewide policies and programs relative to budgets, finance, personnel, contracts, grants, and technology that is critical to the completion of the high-speed train project. 10-062

10. CHIEF DEPUTY DIRECTOR

The California High-Speed Rail Authority (CHSRA) is requesting approval to allocate the above position to the CEA category. The position will serve as the principal policy advisor to the CHSRA Board and the Chief Executive Officer and be responsible for the formulation and implementation of policies relative to the CHSRA's mission in planning, designing, constructing, and operating a high-speed train system and ensuring timely completion of the high-speed train project. 10-060

B. EXECUTIVE OFFICER DECISIONS REGARDING REQUESTS TO ESTABLISH NEW OR REVISE EXISTING CEA POSITIONS

NONE

A. SUBMITTED ITEMS NOT SCHEDULED FOR ACTION

These items have been taken under submission by the State Personnel Board at a prior meeting and are not scheduled for action at this meeting.

1. CHIEF, FIELD OPERATIONS, OFFICE OF INTERNAL AFFAIRS

The California Department of Corrections and Rehabilitation is requesting approval to allocate the above position to the CEA category. The position will be responsible for the management and direction of the Department's Internal Affairs investigations which includes the use of Deadly Force, "Code of Silence" cases, and exigent events involving immediate threats to the safety and security of employees, institutions, and juvenile facilities. 10-050. Taken under submission at the September 7, 2010, Board meeting.

B. SUBMITTED ITEMS SCHEDULED FOR ACTION

These items have been taken under submission by the State Personnel Board at a prior meeting and are scheduled for action at this meeting.

NONE

EVIDENTIARY CASES

A. ADMINISTRATIVE LAW JUDGES' PROPOSED DECISIONS AFTER HEARING

The Board Administrative Law Judges (ALJ) conduct evidentiary hearings in appeals that include, but are not limited to, adverse actions, medical terminations, demotions, discrimination, reasonable accommodations, and whistleblower complaints.

These are ALJ proposed decisions submitted to the Board for the first time.

- 1. CASE NO. 10-0516**
Classification: Teacher (Specialist)
Department: California Department of Education
- 2. CASE NOS. 08-3215 and 08-4681**
Classification: Correctional Lieutenant
Department: California Department of Corrections and Rehabilitation
- 3. CASE NO. 09-1098**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 4. CASE NO. 09-6358**
Classification: Correctional Sergeant
Department: California Department of Corrections and Rehabilitation
- 5. CASE NO. 09-2294**
Classification: Administrator I
Department: Department of Fair Employment and Housing
- 6. CASE NO. 08-5766**
Classification: Special Agent
Department: Department of Justice, Division of Law Enforcement,

DECISION AFTER REMAND

- 7. CASE NO. 05-3327AR**
Classification: Medical Technical Assistant (MTA)
Department: California Department of Corrections and Rehabilitation

B. PETITIONS FOR REHEARING

The Board will vote to grant or deny a petition for rehearing filed by one or both parties, regarding a case already decided by the Board.

1. **CASE NO. 08-5333P**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
2. **CASE NO. 09-1090P**
Classification: Transportation Engineer
Department: California Department of Transportation
3. **CASE NO. 09-0156P**
Classification: Legal Assistant I
Department: Department of Justice
4. **CASE NO. 02-3313CP**
Classification: Correctional Lieutenant
Department: California Department of Corrections and Rehabilitation

C. PENDING BOARD REVIEW

These cases are pending preparation of transcripts, briefs, or the setting of oral argument before the Board. No materials included.

1. **CASE NO. 07-3861PA**
Classification: Senior Staff Information Systems Analyst (Specialist)
Department: California Department of Public Health
Petition for Rehearing granted at the May 4, 2010, Board meeting.
Transcripts received.
Oral Argument continued from August 3, 2010, to October 5, 2010.
2. **CASE NO. 08-0720P**
Classification: Correctional Lieutenant
Department: California Department of Corrections and Rehabilitation
Petition for Rehearing filed by Respondent granted in part at the September 7, 2010, Board meeting.
Transcripts to be ordered.
Oral Argument to be scheduled.
3. **CASE NO. 07-2854PA**
Classification: Fish and Game Warden
Department: California Department of Fish & Game
Petition for Rehearing granted at the July 20, 2010, Board meeting.
Transcripts ordered.
Oral Argument scheduled for November 2, 2010.

D. ORAL ARGUMENTS

These cases will be argued at this meeting or will be considered by the Board in closed session based on written arguments submitted by the parties. No materials included. Material provided to Board under separate cover.

NONE

E. CHIEF COUNSEL RESOLUTIONS

No materials included. Material provided to Board under separate cover.

NONE

F. PENDING BOARD DECISIONS

These Evidentiary and Non-Evidentiary items have been taken under submission by the State Personnel Board at a prior meeting. No materials included.

1. CASE NO. 09-6434N

Classification: Correctional Officer/Youth Correctional Officer

Department: California Department of Corrections and Rehabilitation
Taken under submission at the September 7, 2010, Board meeting.

2. CASE NO. 07-1059BPA

Classification: Correctional Officer

Department: California Department of Corrections and Rehabilitation
ALJ's Proposed Decision adopted at the July 21, 2009, Board meeting.
Petition for Rehearing granted at the October 22, 2009, Board meeting.
Taken under submission at the February 2, 2010, Board meeting.

3. CASE NO. 09-6431N

Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor

Department: California Department of Corrections and Rehabilitation
Taken under submission at the September 7, 2010, Board meeting.

4. CASE NO. 08-2813PA

Classification: Correctional Officer

Department: California Department of Corrections and Rehabilitation
ALJ's Proposed Decision adopted at the October 22, 2009, Board meeting.
Petition for Rehearing granted at the January 19, 2010, Board meeting.
Taken under submission at the April 6, 2010, Board meeting.

5. **CASE NO. 08-3377NPA**
Classification: Deputy Attorney General III
Department: Department of Justice, Office of the Attorney General
Petition for Rehearing granted at the February 16, 2010, Board meeting.
Taken under submission at the September 7, 2010, Board meeting.
6. **CASE NO. 10-0311N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
Taken under submission at the September 7, 2010, Board meeting.
7. **CASE NO. 08-4044A**
Classification: Maintenance Mechanic
Department: California Department of Corrections and Rehabilitation
Proposed Decision rejected at the April 6, 2010, Board meeting.
Taken under submission at the August 3, 2010, Board meeting.
8. **CASE NO. 09-0043A**
Classification: Psychologist-Clinical (Correctional Facility)
Department: California Department of Corrections and Rehabilitation
Proposed Decision rejected at the May 18, 2010, Board meeting.
Taken under submission at the September 7, 2010, Board meeting.
9. **CASE NO. 08-1758A**
Classification: Physician and Surgeon
Department: California Department of Corrections and Rehabilitation
Proposed Decision rejected at the April 6, 2010, Board meeting.
Taken under submission at the August 3, 2010, Board meeting.
10. **CASE NO. 08-3726A**
Classification: Senior Typist Legal
Department: Department of General Services
ALJ's Proposed Decision rejected at the February 2, 2010, Board meeting.
Taken under submission at the May 4, 2010, Board meeting.
11. **CASE NO. 06-3518PA**
Classification: Fire Captain
Department: California Department of Forestry & Fire Protection
ALJ's Proposed Decision adopted at the June 23, 2009, Board meeting.
Petition for Rehearing granted at the September 24, 2009, Board meeting.
Taken under submission at the January 5, 2010, Board meeting.

12. CASE NOS. 06-1942A, 06-1979A, and 06-2186A

Classification: Vice President of Student Affairs and Institutional Development and Athletic Director; emergency hire Women's Basketball Coach for 2004/2005 academic year and the prospective hire for the full-time tenure-track Head Women's Basketball Coach for the 2005/2006 academic year; Director of Educational Talent Search and Upward Bound Program

Respondents: All three Complainants named Feather River Community College District, Dr. Susan Carroll, Cameron Abbott, Dr. Michael Bagley, Michael Cassity, and Joseph Munoz. Complainant also named Sarah Christensen.

ALJ's Proposed Decision rejected at the July 21, 2009, Board meeting.
Taken under submission at the November 9, 2009, Board meeting.

13. CASE NO. 08-3789A

Classification: Senior Typist Legal

Department: Department of General Services

ALJ's Proposed Decision rejected at the February 2, 2010, Board meeting.
Taken under submission at the May 4, 2010, Board meeting.

14. CASE NO. 09-6756N

Classification: Correctional Officer

Department: California Department of Corrections and Rehabilitation

Taken under submission at the September 7, 2010, Board meeting.

NON-EVIDENTIARY CASES

G. WITHHOLD FROM CERTIFICATION APPEALS

Cases heard by a Staff Hearing Officer, a managerial staff member of the State Personnel Board or investigated by Appeals Division staff. The Board will be presented recommendations by a Staff Hearing Officer or Appeals Division staff for final decision on each appeal.

1. CASE NO. 10-0763N

Classification: Correctional Officer

Department: California Department of Corrections and Rehabilitation

2. CASE NO. 09-6349N

Classification: Correctional Officer

Department: California Department of Corrections and Rehabilitation

3. CASE NO. 09-2863N

Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor

Department: California Department of Corrections and Rehabilitation

4. **CASE NO. 09-2291N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
5. **CASE NO. 09-6833N**
Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
6. **CASE NO. 09-2187N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
7. **CASE NO. 09-6969N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
8. **CASE NO. 09-6247N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
9. **CASE NO. 09-7035N**
Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
10. **CASE NO. 09-7061N**
Classification: Fire Chief
Department: California Department of Corrections and Rehabilitation
11. **CASE NO. 09-2432N**
Classification: Motor Carrier Specialist I
Department: California Highway Patrol
12. **CASE NO. 10-0353N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
13. **CASE NO. 09-7079N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
14. **CASE NO. 10-0552N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation

15. **CASE NO. 10-0316N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
16. **CASE NO. 09-1364N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
17. **CASE NO. 10-0609N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
18. **CASE NO. 10-0447N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
19. **CASE NO. 10-0133N**
Classification: Hospital Police Officer
Department: Department of Mental Health
20. **CASE NO. 09-3036N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
21. **CASE NO. 10-0799N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
22. **CASE NO. 09-2864N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
23. **CASE NO. 09-1640N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
24. **CASE NO. 10-0482N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
25. **CASE NO. 09-7077N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation

26. **CASE NO. 09-7033N**
Classification: Motor Carrier Specialist I
Department: California Highway Patrol
27. **CASE NO. 09-7032N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
28. **CASE NO. 09-2770N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
29. **CASE NO. 09-7086N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
30. **CASE NO. 09-1966N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
31. **CASE NO. 09-2880N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
32. **CASE NO. 09-2034N**
Classification: Youth Correctional Officer/Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
33. **CASE NO. 10-0232N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
34. **CASE NO. 09-1628N**
Classification: Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
35. **CASE NO. 09-7082N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
36. **CASE NO. 09-2688N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation

- 37. **CASE NO. 09-1923N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 38. **CASE NO. 10-0106N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 39. **CASE NO. 09-1837N**
Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
- 40. **CASE NO. 10-0332N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 41. **CASE NO. 10-0088N**
Classification: Correctional Officer/Youth Correctional Officer/Youth Correctional Counselor
Department: California Department of Corrections and Rehabilitation
- 42. **CASE NO. 10-0170N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 43. **CASE NO. 10-0008N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 44. **CASE NO. 10-0548N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 45. **CASE NO. 10-0739N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 46. **CASE NO. 09-2917N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 47. **CASE NO. 09-3251N**
Classification: Correctional Officer/Youth Correctional Officer
Department: California Department of Corrections and Rehabilitation

- 48. **CASE NO. 09-6164N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 49. **CASE NO. 10-0087N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 50. **CASE NO. 09-7087N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation

H. MEDICAL AND PSYCHOLOGICAL SCREENING APPEALS

Cases heard by a Staff Hearing Panel comprised of a managerial staff member of the State Personnel Board and a medical professional. The Board will be presented recommendations by a Hearing Panel on each appeal.

- 1. **CASE NO. 09-6860N**
Classification: Cadet, CHP
Department: California Highway Patrol
- 2. **CASE NO. 09-2285N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 3. **CASE NO. 10-0001N**
Classification: Correctional Officer
Department: California Department of Corrections and Rehabilitation
- 4. **CASE NO. 09-6224N**
Classification: Cadet, CHP
Department: California Highway Patrol

I. PROPOSED RECOMMENDATIONS AFTER BOARD REMAND

NONE

J. REQUESTS TO FILE CHARGES CASES

Cases investigated by Appeals Division staff. The Board will be presented recommendations by Appeals Division staff for final decision on each request.

- 1. **CASE NO. 10-0722N**
Department: California Department of Corrections and Rehabilitation

K. EXAMINATION APPEALS, MINIMUM QUALIFICATIONS, MERIT ISSUE COMPLAINTS

Cases heard by a Staff Hearing Officer, a managerial staff member of the State Personnel Board or investigated by Appeals Division staff. The Board will be presented recommendations by a Staff Hearing Officer or Appeals Division staff for final decision on each appeal.

NONE

L. RULE 211 APPEALS, RULE 212 OUT OF CLASS APPEALS, VOIDED APPOINTMENT APPEALS

Cases heard by a Staff Hearing Officer, or a managerial staff member of the State Personnel Board. The Board will be presented recommendations by a Staff Hearing Officer for final decision on each appeal.

RULE 211

1. CASE NO. 09-2661N